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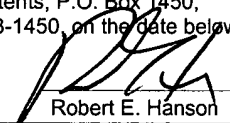
**FULBRIGHT & JAWORSKI L.L.P.**

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
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November 12, 2004

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MS AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
November 12, 2004	
Date	Robert E. Hanson

**MS AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

RE: *U.S. Patent Application No. 10/767,217 entitled "METHODS AND COMPOSITIONS FOR ANALYSIS OF MITOCHONDRIAL-RELATED GENE EXPRESSION" – John Papaconstantinou et al.*  
*Our reference: CLFR:021US*

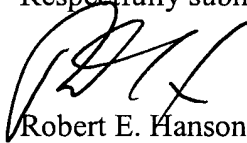
Sir:

Enclosed for filing in the above-referenced patent application is a Supplemental Information Disclosure Statement, Form PTO-1449, and references B1-B5 and C34-C36.

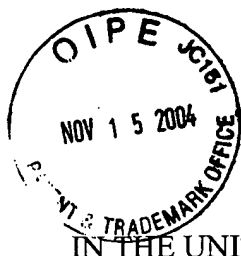
No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to the enclosed materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/CLFR:021US.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,

  
Robert E. Hanson  
Reg. No. 42,628

REH/kmv  
Encl.: as noted



**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John Papaconstantinou *et al.*

Serial No.: 10/767,217

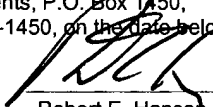
Filed: January 29, 2004

For: METHODS AND COMPOSITIONS FOR  
ANALYSIS OF MITOCHONDRIAL-  
RELATED GENE EXPRESSION

Group Art Unit: 1634

Examiner: Unknown

Atty. Dkt. No.: CLFR:021US

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
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November 12, 2004	
Date	Robert E. Hanson

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

**MS AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be

construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/CLFR:021US.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



Robert E. Hanson  
Reg. No. 42,628  
Attorney for Applicants

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Date: November 12, 2004

Form PTO-1449 (modified)		Atty. Docket No. CLFR:021US		Serial No. 10/767,217	
List of Patents and Publications for Applicant  INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)		Applicant John Papaconstantinou <i>et al.</i>			
		Filing Date: January 29, 2004		Group: 1634	
U.S. Patent Documents <i>See Page 1</i>		Foreign Patent Documents <i>See Page 1</i>		Other Art <i>See Page 1</i>	

### U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.

### Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1	WO 00/63441	10/26/00	WIPO			English
	B2	WO 00/70099	11/23/00	WIPO			English
	B3	WO 01/68923	9/20/01	WIPO			English
	B4	WO 95/11995	5/04/95	WIPO			English
	B5	WO 98/17826	4/30/98	WIPO			English

### Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C34	Chee <i>et al.</i> , "Accessing genetic information with high-density DNA arrays," <i>Science</i> , 274:610-614, 1996.
	C35	Erdogan <i>et al.</i> , "Detection of mitochondrial single nucleotide polymorphisms using a primer elongation reaction on oligonucleotide microarrays," <i>Nucleic Acids Research</i> , 29(7):e36, 2001.
	C36	Johns, "Mitochondrial DNA and disease," <i>The New England Journal of Medicine</i> , 333(10):638-644, 1995.

25471392.1

**EXAMINER:****DATE CONSIDERED:**

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.